HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2124 OF 2005.

Salim Ahmed Quazi. ...Applicant.

V/s.

The State of Maharashtra. ...Respondent

Shri Mubin Solkar, for applicant.

Shri V.B.Konde-Deshmukh, APP for respondent.

CORAM: A.M.KHANWILKAR,J
DATE : MAY 4, 2005

P.C. :-

1. Not on board. Upon mentioning taken on board.

2. Matter has been produced for speaking to the minutes. My attention has been drawn to the fact noted in the order which is in-consistent with the terms agreed upon by the parties. In the order, it is stated that the applicant would facilitate disbursal of 50 per cent of the amount lying in the bank account of deceased Javed Quazi to the respondent No.2 and 25 per cent each to the two daughters of respondent No.2. Instead, it ought to have been mentioned that 50 percent of the amount will be disbursed to the respondent No.2. In addition, 25 percent of the amount

will be disbursed, to be shared between two daughters of respondent No.2. So that remaining 25% of the amount can be retained by the applicant. The order of April 28, 2005 stands modified to the above extent only.

3. The counsel for the applicant points out that inspite of clear understanding and order passed by this court, the Investigating Officer is not returning the passport of accused No.3 Mrs. Nikhat Quazi. The learned APP to immediately communicate to the concerned officer to ensure that passport is returned today, so as to enable the accused No.3 to renew her visa, which is expiring tomorrow. It will be open to the counsel for the applicant to communicate the contents of this order which is passed in the presence of Shri Konde-Deshmukh, the learned APP, to the concerned officer, to facilitate compliance.

. Order accordingly.